

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARTY EUGENE MCDONALD,

Defendant.

CR 21–20–BU–DLC

ORDER

Before the Court is the United States of America’s Unopposed Motion for Preliminary Order of Forfeiture. (Doc. 120.) Mr. McDonald has been adjudged guilty as charged in the Superseding Information. (Doc. 118.) As such, there is a factual basis and cause to issue a preliminary order of forfeiture, pursuant to 21 U.S.C. § 841(a)(1) and 18 U.S.C. § 2.

Accordingly, IT IS ORDERED the motion (Doc. 120) is GRANTED.

IT IS FURTHER ORDERED Mr. McDonald’s interest in the following property is forfeited to the United States in accordance with 21 U.S.C. § 841(a)(1) and 18 U.S.C. § 2:

- SKS style rifle with pistol grip with two serial numbers SN:03773 & 15095 with magazines
- Remington 12 Gauge Shotgun SN: D389911A

IT IS FURTHER ORDERED the United States Marshals Service, the Federal Bureau of Investigation, and/or a designated sub-custodian shall seize the property subject to forfeiture and further to make a return as provided by law.

IT IS FURTHER ORDERED the United States shall provide written notice to all third parties asserting a legal interest in any of the above-described property and will post on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, of the Court's preliminary order and the United States' intent to dispose of the property in such manner as the Attorney General or Secretary of the Department of Homeland Security may direct, pursuant to 21 U.S.C. §§ 853(a)(1) and (2) and 21 U.S.C. § 853(n)(1), and to make its return to this Court that such action has been completed.

IT IS FURTHER ORDERED that upon adjudication of all third-party interests, if any, the Court will enter a final order of forfeiture and in any event this Order shall become final as to Mr. McDonald at sentencing and is incorporated into any judgment issued in this case pursuant to Federal Rule of Criminal Procedure 32.2(b)(4)(A)–(B).

DATED this 5th day of January, 2022.



Dana L. Christensen, District Judge
United States District Court